

Q. Are you familiar with a tract of land lying along the public road from Burkittsville to Knoxville and containing 104 acres of land, more or less and which is a part of the property involved in this proceeding?

A. Mr. Hilleary, the Grandfather give to his Grandson, Clarence^{W.}/Hilleary and his Granddaughter, Sally Ann Hilleary 104 acres of land.

Q. Who did the 104 acres we are talking about belong to initially?

A. That came off the Mt. Pleasant farm. Duvall bought from the Hillearys--
Mr. H. C. Duvall---Henry Claggett Duvall.

Q. When was that?

A. Well, I'll say 1890 Mr. Duvall got possession of our farm.

Q. In 1890 - Mr. Duvall brought the entire farm that you refer to as what?

A. "Mt. Pleasant Farm" and those 104 acres came from the Mt. Pleasant farm.

Q. Mr. Duvall bought it from the Hillearys--do you know which Hilleary?

A. Well, I suppose it was his Grandfather, cause he lived there in this brick house.

Q. What was the Grandfather's name?

A. John Hilleary.

Q. This is all back in 1890's?

A. I'd say 1890 when Mr. Duvall bought it.

Q. Now what happened to the 104 acres at issue in this case?

A. They gave that--the 104 acres--their Grandfather---to Clarence^{W.}/Hilleary and Sally Ann Hilleary.

Q. They--meaning the Duvalls?

A. Duvall was the one who bought it from the Hillearys/

Q. But who gave the 104 acres?

A. This Grandfather--to Clarence^{W.}/Hilleary and his sister, Sally Ann Hilleary.

Q. The Duvalls did not buy the entire farm then?

A. No., they bought it less the 104 acres.

Q. Which Hilleary did the 104 acres go to?

A. Clarence Hilleary--Clarence^{W.}/Hilleary got the house, its standing there now, Sam Remsburg is using it. There were no other buildings on it. There use to be an old mill there. There was an old millrace that came through the Duvall farm, which was the Hilleary farm, cross over the road where the